

BEFORE

THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 89-640-T - ORDER NO. 90-305
March 22, 1990

IN RE: Application of Liquid Transport Corp.,) ORDER GRANTING
6171W 300N, Greenfield, IN 46140, for) PETITION TO
a Class E Certificate of Public) INTERVENE OUT
Convenience and Necessity.) OF TIME AND
) MOTION TO PRODUCE

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of a Petition to Intervene Out of Time (the Petition) and a Motion to Produce filed February 28, 1990, by Schwerman Trucking Co. (Schwerman) whereby Schwerman seeks to intervene in this matter, in opposition to the Application of Liquid Transport Corp. (the Applicant), after the duly noticed time for the filing and service of a Petition to Intervene herein has elapsed. The Motion to Produce requests an Order of the Commission requiring the Applicant to furnish Schwerman with copies of certain tangible information intended for production at the hearing in this matter as well as certain other documentary matter.

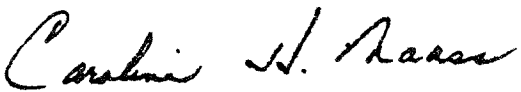
The Petition is based on an allegation that Schwerman did not receive actual notice of the pendency of this matter until February 19, 1990, due to a printer breakdown at the Legislative Council which resulted in delayed printing and publication of the State Register.

There has been no Return to the Petition or Motion filed by the Applicant.

The Commission has considered the Petition and Motion of Schwerman, and finds and concludes that Schwerman has shown good cause why it should be admitted as a party of record herein. This is based on finding that the delayed publication of the State Register resulted in Schwerman's failure to get timely actual notice of this matter as to which it has alleged a considerable interest. Further, the Commission takes note of the existence of another Intervenor herein, and finds that the addition of Schwerman as a party of record will not substantially prejudice the rights of the Applicant in this matter.

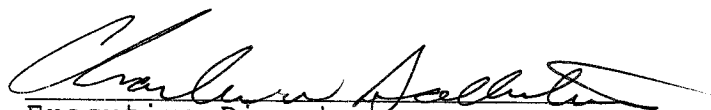
Accordingly, the Commission hereby grants the Petition and Motion of Schwerman and accords it status as a party herein.

BY ORDER OF THE COMMISSION:



Chairman

ATTEST:



Executive Director

(SEAL)